

PROFESSIONAL LICENSURE DIVISION[645]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code sections 147.76 and 157.14, the Board of Cosmetology Arts and Sciences hereby gives Notice of Intended Action to amend Chapter 60, “Licensure of Cosmetologists, Electrologists, Estheticians, Manicurists, Nail Technologists, and Instructors of Cosmetology Arts and Sciences,” Iowa Administrative Code.

This amendment was approved by the Board of Cosmetology Arts and Sciences at its scheduled meeting held on December 7, 2015.

This amendment is intended to provide regulatory clarity to estheticians licensed by the Board of Cosmetology about the settings in which medical aesthetics can be practiced. Medical aesthetics are regulated by the Iowa Board of Medicine (IBOM), not the Board of Cosmetology. The IBOM has an existing rule which states that medical aesthetics can only be performed in a medical spa under the supervision of a medical director. This amendment simply references IBOM’s existing regulation so that licensees of the Iowa Board of Cosmetology know where to look to find the regulations relevant to the type of practice the licensee wishes to engage in.

Consideration will be given to all written comments on the proposed amendment received no later than Wednesday, April 6, 2016. Such written materials should be addressed to Venus Vendoures Walsh, Professional Licensure Division, Department of Public Health, Lucas State Office Building, 321 East 12th Street, Des Moines, Iowa 50319-0075; e-mail venus.vendoures-walsh@idph.state.ia.us.

A public hearing will be held on Wednesday, April 6, 2016, from 1 to 1:30 p.m. in the Fifth Floor Board Conference Room, Lucas State Office Building, 321 East 12th Street, Des Moines, Iowa, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the proposed amendment.

A waiver provision is not included in this rule making because all administrative rules of the professional licensure boards in the Division of Professional Licensure are subject to the waiver provisions accorded under 645—Chapter 18.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code chapters 147, 157 and 272C.

The following amendment is proposed.

Adopt the following **new** subrule 60.5(6):

60.5(6) Licensed estheticians shall only perform medical aesthetic services in a medical spa under the delegation and supervision of a medical director as set forth by the Iowa board of medicine in rule 653—13.8(148,272C). The Iowa board of cosmetology arts and sciences does not license medical aestheticians.